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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/783,224	02/20/2004	Ronald F. Balingit	

Ronald F. Balingit
 6320 Meadow Haven Drive
 Agoura Hills, CA 91301



CONFIRMATION NO. 7415

FORMALITIES LETTER



OC000000013493688

08/18/2004 BABRAHAI 00000020 10783224

01 FC:1051

-130.00 00

Date Mailed: 08/10/2004

NOTICE TO FILE CORRECTED APPLICATION PAPERS

Adjustment date: 08/20/2004 BABRAHAI
 08/18/2004 BABRAHAI 00000020 10783224
 01 FC:1051 -130.00 00

Filing Date Granted

An application number and filing date have been accorded to this application. The application is informal since it does not comply with the regulations for the reason(s) indicated below. Applicant is given **TWO MONTHS** from the date of this Notice within which to correct the informalities indicated below. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

The required item(s) identified below must be timely submitted to avoid abandonment:

- A substitute specification in compliance with 37 CFR 1.52, 1.121(b)(3), and 1.125, is required. The specification, claims, or abstract page(s) submitted is not acceptable and cannot be scanned or properly stored because:
 - The line spacing on the specification, claims, or abstract is not 1½ or double spaced (see 37 CFR 1.52(b)).

The following item(s) appear to have been **omitted** from the application:

- Figure(s) **3** described in the specification.

I. Should applicant contend that the above-noted omitted item(s) was in fact deposited in the U.S. Patent and Trademark Office (USPTO) with the nonprovisional application papers, a copy of this Notice and a petition (and \$130.00 petition fee (37 CFR 1.17(h))) with evidence of such deposit **must** be filed within **TWO MONTHS** of the date of this Notice. The petition fee will be refunded if it is determined that the item(s) was received by the USPTO.

II. Should applicant desire to supply the omitted item(s) and accept the date that such omitted item(s) was filed in the USPTO as the filing date of the above-identified application, a copy of this Notice, the omitted item(s) (with a supplemental oath or declaration in compliance with 37 CFR 1.63 and 1.64 referring to such items), and a petition under 37 CFR 1.182 (with the \$130.00 petition fee (37 CFR 1.17(h))) requesting the later filing date **must** be filed within **TWO MONTHS** of the date of this Notice.

Applicant is advised that generally the filing fee required for an application is the filing fee in effect on the filing date accorded the application and that payment of the requisite basic filing fee on a date later than the filing date of the application requires payment of a surcharge (37 CFR 1.16(e)). To avoid processing delays and payment of a surcharge, applicant should submit any balance due for the requisite filing fee based on the later filing date being requested when submitting the omitted item(s) and the petition (and petition fee) requesting the later filing date.

III. The failure to file a petition (and petition fee) under the above options (I) or (II) within **TWO MONTHS** of the date of this Notice (37 CFR 1.181(f)) will be treated as a constructive acceptance by the applicant of the application as deposited in the USPTO. **THIS TWO MONTH PERIOD IS NOT EXTENDABLE UNDER 37 CFR 1.136(a) or (b).** In the absence of a timely filed petition in reply to this Notice, the application will maintain a filing date as of the date of deposit of the application papers in the USPTO, and original application papers (*i.e.*, the original disclosure of the invention) will include only those application papers present in the USPTO on the date of deposit.

In the event that applicant elects not to take action pursuant to options (I) or (II) above (thereby constructively electing option (III)), amendment of the specification to renumber the pages consecutively and cancel incomplete sentences caused by any omitted page(s), and/or amendment of the specification to cancel all references to any omitted drawing(s), relabel the drawing figures to be numbered consecutively (if necessary), and correct the references in the specification to the drawing figures to correspond with any relabeled drawing figures, is required. A copy of the drawing figures showing the proposed changes in red ink should accompany with any drawing changes. Such amendment and/or correction to the drawing figures, if necessary, should be by way of preliminary amendment submitted prior to the first Office action to avoid delays in the prosecution of the application.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

A copy of this notice MUST be returned with the reply.

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Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

August 14, 2004

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450



Application Number: 10/783,224

Date Filed: 02/20/2004

Title: Smoke Collector for Diesel Engines

Sir/Madam:

In response to your letter dated August 10, 2004, enclosed are the following:


- (a) A copy of the NOTICE TO FILE CORRECTED APPLICATION PAPERS.
- (b) A substitute specification, claims and abstract that is one and one-half spaced.

The page numbers were revised. No other revision was made.

- (c) A Petition for Omitted Drawing.
- (d) A check for \$130 for the Small Entity Petition Fee.
- (e) A copy of the transmittal letter dated February 20, 2004.
- (f) A copy of the United States Postal Service receipt.
- (g) Drawing Sheet Number 2, in triplicate, showing Figure 3.
- (h) A Supplemental Declaration in compliance with 37 CFR 1.63 and 1.64.

Applicant submitted with the transmittal on February 20, 2004 copies of the cited references in the prior art which increased the amount of material in the original transmittal. The omitted drawing, Figure 3, may have been inadvertently mixed with the references.

To save time and effort, applicant wishes to submit the above enclosure (g) and the required enclosure (h).

Very respectfully,

Ronald F. Balingit
6320 Meadow Haven Drive
Agoura Hills CA 91301

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